

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

TRACEY JACKSON,

No. 4:17-CV-02181

Plaintiff,

(Judge Brann)

v.

THE PENNSYLVANIA STATE  
UNIVERSITY,

Defendant.

**ORDER**

**July 31, 2018**

In accordance with the accompanying Memorandum Opinion, **IT IS  
HEREBY ORDERED** that Defendant's Motion to Dismiss, ECF No. 6, is  
**GRANTED IN PART** and **DENIED IN PART** as follows:

1. The motion is **GRANTED** with respect to Count V of Plaintiff's Complaint, ECF No. 1 ¶¶ 101-11, and that Count is **DISMISSED WITH PREJUDICE**.
2. The motion is otherwise **DENIED**.

BY THE COURT:

s/ Matthew W. Brann  
Matthew W. Brann  
United States District Judge